

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

|                             |   |                            |
|-----------------------------|---|----------------------------|
| DENKMANN ASSOCIATES, L.L.C. | § |                            |
|                             | § |                            |
| V.                          | § |                            |
|                             | § | CIVIL ACTION NO. 4:11cv766 |
|                             | § |                            |
| RUSSELL AND LAURA AMMONS    | § |                            |
| D/B/A CROSS TIMBERS GYM     | § |                            |

**MEMORANDUM ADOPTING REPORT AND  
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the United States Magistrate Judge pursuant to 28 U.S.C. § 636. On July 25, 2012, the report of the Magistrate Judge was entered containing proposed findings of fact and recommendations that Plaintiff's Motion for Default Judgment (Dkt. 11) be GRANTED and final default judgment be entered for Plaintiff.

Having received the report of the United States Magistrate Judge, and no objections thereto having been timely filed, this court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge's report as the findings and conclusions of the court. Therefore, Plaintiff's Motion for Default Judgment (Dkt. 11) is GRANTED and a final default judgment shall be entered for Plaintiff.

**IT IS SO ORDERED.**

**SIGNED this the 27th day of September, 2012.**

  
RICHARD A. SCELL  
UNITED STATES DISTRICT JUDGE